



GUIDE

Application Costs for Waste Management, s. 27

Environmental Protection Act

August 1998

INTRODUCTION

The Ministry of the Environment has revised the cost structure for Certificates of Approval. Two new regulations, Ontario Regulation 363/98, entitled "*Regulation Made Under the Environmental Protection Act - Fees - Certificates of Approval*", (Reg. 363) and Ontario Regulation 364/98 entitled "*Regulations Made Under the Ontario Water Resources Act - Fees Approvals*", (Reg. 364), will be in place October 1, 1998. All applications received prior to October 1, 1998 will be subject to the existing cost structure as set out in regulation under the *Environmental Protection Act*, (EPA) - Regulation 502/92, as amended and under the *Ontario Water Resources Act*, (OWRA) - Regulation 503/92, as amended.

The approval costs apply to the following types of applications:

1. EPA s. 9 - air emissions
2. EPA s. 27 - waste management
3. OWRA s. 52 - water works
4. OWRA s. 53 - sewage works

This guide is intended to assist in determining the costs associated with applications under s. 27 of the EPA Guides are also available for OWRA s. 52 (water works), OWRA s. 53 (sewage works) and EPA s. 9 (air emissions) applications.

Although every effort has been made to ensure accuracy of information, the guide should not be construed as legal advice. Copies and any revisions or updates to this guide are available at the address noted below:

Document	Paper copies	Electronic copies (send e-mail to the following addresses)
<i>Reg. 363/98, EPA</i>	Approvals Branch Ministry of the Environment 250 Davisville Avenue, 3 rd Floor Toronto, Ontario M4S 1H1 Phone: (416) 314-8001 or 1-800- 461-6290 Fax: (416) 314-8452	FEES@ENE.GOV.ON.CA , in the sub line type EPA
<i>Reg. 364/98, OWRA</i>		FEES@ENE.GOV.ON.CA , in the sub line type OWRA
Guides to <i>Reg. 363/98, EPA</i> <i>Reg. 364/98, OWRA</i>		EPA guides: GetGuides@ENE.GOV.ON.CA , in the subject line type GUIDES-EPA OWRA guides: GetGuides@ENE.GOV.ON.CA , in the subject line type GUIDES-OWRA

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GENERAL

The authority for waste management approvals is contained in section 27 of the EPA. This section requires that:

No person shall operate, establish, alter, enlarge or extend,

(A) a waste management system; or

(B) a waste disposal site

Unless a certificate of approval or provisional certificate of approval therefor has been issued by the Director and except in accordance with any conditions set out in such a certificate.

Applications may be submitted for the following:

1. **APPROVALS;**
2. **AMENDMENTS TO EXISTING APPROVALS;**
3. **REVOCATIONS OF EXISTING APPROVALS; OR**
4. **PRELIMINARY REVIEWS.**

The associated costs are set out under Reg. 363 and explained in the first four sections of this guide. The fifth section of the guide addresses refunds while the last section provides examples of how to calculate the costs for specific situations. **A summary table is attached at the end.** This table is also included in the guide for completing applications for EPA s. 27 approvals and can be used as a quick reference in determining the applicable costs for applications.

**** NOTE:** For the purposes of this guide, the term “approval”, “provisional certificate” and “certificate” all have the same meaning.

SECTION 1: APPROVALS

Section 6 of Reg. 363 addresses costs for initial applications for approval. These are applications for "new" sites or systems, meaning that there are no related existing approvals. The cost to process these applications consists of the following:

- (A) Administrative processing cost
- (B) Fixed cost for the general technical review
- (C) Hearing Cost

The total cost = (A) + (B) +(C if "C" applies)

(A) Administrative Processing Cost

Under subsection 6(2) (1), applications for "new" or initial approvals under s.27, EPA are subject to a \$200 processing charge. This is a **non-refundable** fixed cost that covers administrative processing as well as pre-application consultation costs.

Exemption to Administrative Processing Cost

Subsection 6(3) of Reg. 363 states that:

Paragraph 1 of subsection (2) does not apply if the application is in respect of a certificate that relates to a site for hauled sewage or to a biosolids site.

This means that any applications for hauled sewage or biosolids sites are not subject to the \$200 administrative processing cost. However, all other applicable costs apply.

(B) Fixed Cost for General Technical Review

The fixed cost applies to the type of sites or systems applied for and **is in addition to the Administrative Processing cost**. The fixed costs are listed on the next page, Table 1 (Schedule 4 of Reg. 363).

NOTE: The limitations in the table refer to the final/ultimate capacity or size of the site or system.

TABLE 1: Fixed Cost for General Technical Review (Schedule 4 of Reg. 363)

Type of Application	Cost
A site where hazardous waste or liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	<p>\$1,500, if the design capacity of the site is 100 tonnes or less per day</p> <p>\$6,000, if the design capacity of the site is more than 100 tonnes per day</p>
A site where hazardous waste or liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	<p>\$1,200, if the design capacity of the site is 100 tonnes or less per day</p> <p>\$4,800, if the design capacity of the site is more than 100 tonnes per day</p>
A site where hazardous waste or liquid industrial waste is incinerated.	\$42,000
A site where hazardous waste or liquid industrial waste is disposed of by landfilling.	\$60,000
Hazardous waste and liquid industrial waste haulage systems.	\$400
A site certificate for mobile facilities relating to hazardous waste or liquid industrial waste, other than mobile incineration facilities and mobile PCB sites.	\$800
Class 1 mobile PCB destruction facility waste disposal sites.	\$12,000
Class 1 mobile PCB destruction facility waste management systems.	\$12,000
Class 2 or 3 mobile PCB destruction facility waste disposal sites.	\$200
Class 2 mobile PCB destruction facility waste management systems.	\$3,600
A site where waste other than hazardous waste and liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	<p>\$1,200, if the design capacity of the site is 100 tonnes or less per day</p> <p>\$4,800, if the design capacity of the site is more than 100 tonnes per day</p>

Type of Application	Cost
A site where waste other than hazardous waste and liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	<p>\$900, if the design capacity of the site is 100 tonnes or less per day</p> <p>\$3,600, if the design capacity of the site is more than 100 tonnes per day</p>
A site where waste other than hazardous waste and liquid industrial waste is incinerated.	<p>\$18,000, if the design capacity of the site is 100 tonnes or less per day</p> <p>\$42,000, if the design capacity of the site is more than 100 tonnes per day</p>
A site where waste other than hazardous waste, liquid industrial waste is disposed of by landfilling, other than sites referred to in item 15 of this Schedule.	<p>\$6,000, if the design capacity of the site is 40,000 cubic metres or less</p> <p>\$30,000, if the design capacity of the site is more than 40,000 cubic metres and not more than 3 million cubic metres</p> <p>\$60,000, if the design capacity of the site is more than 3 million cubic metres</p>
A site with a design capacity of 40,000 cubic metres or less where waste is disposed of by landfilling, if the only waste that is disposed of is uncontaminated tree stumps, leaves, branches, concrete and rocks.	\$1,500
Hauled sewage and biosolids waste management systems and the initial sites.	\$600
Waste management systems, other than hazardous waste, liquid industrial waste, hauled sewage and biosolids waste management systems.	\$300
Mobile waste disposal sites for waste other than hazardous waste and liquid industrial waste, other than mobile incineration facilities.	\$800

(C) Hearing Cost

Subsection 9(1) of Reg. 363 states that:

If a hearing is required under the Act in respect of an application for a certificate of approval under section 27 of the Act or for an amendment to a certificate of approval or provisional certificate of approval under section 27 of the Act, the applicant shall pay a fee of \$18,000.

Subsections 30(1) and section 32 of the EPA provide for mandatory and discretionary public hearings before granting approval for sewage works. Subsection 9(2) of Reg. 363 states that:

The applicant shall pay the fee at the time of submitting the application, unless the hearing is required under subsection 32 (1) of the Act, in which case the applicant shall pay the fee before the hearing begins.

This means that the costs must be submitted as follows:

Mandatory Hearings

Under subsection 30(1) of the EPA, if the application is for a certificate of approval for the use, operation, establishment alteration, enlargement or extension of a waste disposal site for the disposal of hauled liquid industrial waste or hazardous waste as designated in the regulations or any waste that is the equivalent to 1500 or more persons, a mandatory hearing applies. **As per subsection 9(2) the \$18,000 cost payable for the hearing must be provided at the time the application is submitted.**

If a hearing is not held, a refund will be provided.

Discretionary Hearings

Under subsection 32(1) of the EPA, if the application is expected to have significant public interest or for any other reasons, the Director may require a public hearing. **If the Director decides that a hearing is necessary then the \$18,000 cost payable for the hearing is to be submitted before the hearing begins.**

EXEMPTIONS FROM HEARING COSTS

Subsection 9(4) states that the hearing costs do not apply in respect of

- (a) an application to amend an approval, if the application is necessary as a result of action that the applicant has been required to take by the Director pursuant to a condition contained in the approval; or*
- (b) an appeal.*

However, neither (a) nor (b) would apply when submitting an initial application for approval.

SECTION 2: AMENDMENTS TO EXISTING APPROVALS

The costs for amendments to existing approvals are under s. of Reg. 363. The costs depend on the type of amendment required. There are 3 categories of amendments:

- I Administrative amendments;
- II Amendments requiring a technical review;
- III Amendments required as a result of a condition on an existing approval.

I. ADMINISTRATIVE AMENDMENTS

Subsection 7(2) of Reg. 363 states that:

If the application is an administrative application, the amount of fee payable under subsection (1) is ,

- (a) *\$50, if the application relates to a hauled sewage or biosolids waste management system; and*
- (b) *\$100, in any other case.*

An application for an amendment that does not require a technical review is subject to either the \$ 50 or \$100 cost. **(The \$200 charge for administrative processing does not apply).**

The type of amendments that are considered as “administrative” include:

- changes to conditions on existing approvals that do not require a technical review (minor changes in sampling frequency or monitoring requirements);
- name changes on existing approvals unless required by condition on an existing approval (ie there is a new owner).

II AMENDMENTS REQUIRING A TECHNICAL REVIEW

If the application for an amendment does not fall in the first category - ie administrative amendments, then a technical review is required and the cost to process these applications can include the following:

- (A) Administrative processing cost
- (B) Fixed cost for general technical review
- (C) Hearing Cost

The total cost = (A) + (B) +(C if “C” applies)

(A) Administrative Processing Cost

Subsection 7(3)(1) of Reg. 363 states that the following cost applies to amendments:

\$200, for administrative processing.

All applications for approvals under s. 27, EPA are subject to this \$200 processing charge. This is a **non-refundable** fixed cost that covers administrative processing as well as pre-application consultation costs.

There is an exemption from the administrative processing cost under subsection 7(4):

Paragraph 1 of subsection (3) does not apply if the application is in respect of a certificate that relates to a site for hauled sewage or to a biosolids site.

However, applications for hauled sewage and biosolids sites are subject to all other costs.

(B) Fixed Costs for General Technical Review

The fixed cost applies to the type of works or equipment applied for and **is in addition to the Administrative Processing cost**. The fixed costs are outlined in Schedule 5 and noted under subsection 7(3)(2). Table 2 on the next page provides a summary of these costs, specific to the type of proposal applied for.

Some of the categories have different levels of fees depending on whether:

“...in the opinion of the Director, the application requires a fundamental design review”

The following can be used as a guide in determining whether or not an amendment require a fundamental design review. A fundamental design review is one where the amendment is of such significance to the over all design that,

- i) the current approval must be re-written in order to accurately reflect the amended design and operation of the site, and/or
- ii) the environmental impacts from the amended operations have changed significantly and therefore must be re-assessed.

These application are normally accompanied by a new design and operations report and hydrogeological assessment where appropriate.

Examples:

- 1. Change from manual sorting to mechanical sorting at a processing site.
- 2. Re-configuration/design of a landfill shape.
- 3. Doubling of the capacity of an incinerator site.

An amendment that **does not require a fundamental design review** is one where,

- i) the design of the overall facility does not change significantly such that a notice of amendment can be issued to add to the current approval, and
- ii) where the environmental impacts associated with the change are minor and can be assessed independently of the remaining facility.

Examples:

- 1. Additional storage at a processing and transfer station,
- 2. Addition of a similar waste class or type of waste.
- 3. Addition of a household hazardous waste drop off at a landfill.

TABLE 2: Fixed Costs for Amendments

Type of Amendment	Cost
A site where hazardous waste or liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	\$1,150, if the design capacity of the site is 100 tonnes or less per day and, in the opinion of the Director, the application requires a fundamental design review
	\$4,500, if the design capacity of the site is more than 100 tonnes per day and, in the opinion of the Director, the application requires a fundamental design review
	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
A site where hazardous waste or liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$900, if the design capacity of the site is 100 tonnes or less per day and, in the opinion of the Director, the application requires a fundamental design review
	\$3,600, if the design capacity of the site is more than 100 tonnes per day and, in the opinion of the Director, the application requires a fundamental design review
	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
A site where hazardous waste or liquid industrial waste is incinerated.	\$21,000, if, in the opinion of the Director, the application requires a fundamental design review
	\$1,200, if, in the opinion of the Director, the application does not require a fundamental design review
A site where hazardous waste or liquid industrial waste is disposed of by landfilling.	\$48,000, if, in the opinion of the Director, the application requires a fundamental design review or hydrogeological assessment
	\$1,200, if, in the opinion of the Director, the application does not require a fundamental design review or hydrogeological assessment
Hazardous waste and liquid industrial waste haulage systems.	\$400
A site certificate for mobile facilities relating to hazardous waste or liquid industrial waste, other than mobile incineration facilities and mobile PCB sites.	\$400
Class 1 mobile PCB destruction facility waste disposal sites.	\$12,000

Type of Amendment	Cost
Class 1 mobile PCB destruction facility waste management systems.	\$9,000, if, in the opinion of the Director, the application requires a fundamental design review
	\$200, if, in the opinion of the Director, the application does not require a fundamental design review
Class 2 or 3 mobile PCB destruction facility waste disposal sites.	\$200
Class 2 mobile PCB destruction facility waste management systems.	\$3,600, if, in the opinion of the Director, the application requires a fundamental design review
	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
A site where waste other than hazardous waste and liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	\$900, if the design capacity of the site is 100 tonnes or less per day and, in the opinion of the Director, the application requires a fundamental design review
	\$3,600, if the design capacity of the site is more than 100 tonnes per day and, in the opinion of the Director, the application requires a fundamental design review
	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
A site where waste other than hazardous waste and liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$700, if the design capacity of the site is 100 tonnes or less per day and, in the opinion of the Director, the application requires a fundamental design review
	\$2,700, if the design capacity of the site is more than 100 tonnes per day and, in the opinion of the Director, the application requires a fundamental design review
	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
A site where waste other than hazardous waste and liquid industrial waste is incinerated.	\$9,000, if the design capacity of the site is 100 tonnes or less per day and, in the opinion of the Director, the application requires a fundamental design review
	\$18,000, if the design capacity of the site is more than 100 tonnes per day and, in the opinion of the Director, the application requires a fundamental design review
	\$1,200, if, in the opinion of the Director, the application does not require a fundamental design review

Type of Amendment	Cost
A site where waste other than hazardous waste or liquid industrial waste is disposed of by landfilling, other than sites referred to in item 15 of this Schedule.	\$4,500, if the design capacity of the site is 40,000 cubic metres or less and, in the opinion of the Director, the application requires a fundamental design review or hydrogeological assessment
	\$22,500, if the design capacity of the site is more than 40,000 cubic metres and not more than 3 million cubic metres and, in the opinion of the Director, the application requires a fundamental design review or hydrogeological assessment
	\$45,000, if the design capacity of the site is more than 3 million cubic metres and, in the opinion of the Director, the application requires a fundamental design review or hydrogeological assessment
	\$1,200, if, in the opinion of the Director, the application does not require a fundamental design review or hydrogeological assessment
A site with a design capacity of 40,000 cubic metres or less where waste is disposed of by landfilling, if the only waste that is disposed of is uncontaminated tree stumps, leaves, branches, concrete and rocks.	\$1,100, if, in the opinion of the Director, the application requires a fundamental design review
	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
Hauled sewage and biosolids waste management systems.	\$300, if the application does not involve adding a new site
	\$100 for each new site, if the application involves adding a new site
Mobile waste disposal sites for waste other than hazardous waste and liquid industrial waste, other than mobile incineration facilities.	\$400

(C) Hearing Cost

Subsection 9(1) of Reg. 363 states that:

If a hearing is required under the Act in respect of an application for a certificate of approval under section 27 of the Act or for an amendment to a certificate of approval or provisional certificate of approval under section 27 of the Act, the applicant shall pay a fee of \$18,000.

Subsections 30(1) and section 32 of the EPA provide for mandatory and discretionary public hearings before granting approval for sewage works. Subsection 9(2) of Reg. 363 states that:

The applicant shall pay the fee at the time of submitting the application, unless the hearing is required under subsection 32 (1) of the Act, in which case the applicant shall pay the fee before the hearing begins.

This means that the costs must be submitted as follows:

Mandatory Hearings

Under subsection 30(1) of the EPA, if the application is for a certificate of approval for the use, operation, establishment alteration, enlargement or extension of a waste disposal site for the disposal of hauled liquid industrial waste or hazardous waste as designated in the regulations or any waste that is the equivalent to 1500 or more persons, a mandatory hearing applies. **As per subsection 9(2) the \$18,000 cost payable for the hearing must be provided at the time the application is submitted.**

Discretionary Hearings

Under subsection 32(1) of the EPA, if the application is expected to have significant public interest or for any other reasons, the Director may require a public hearing. **If the Director decides that a hearing is necessary then the \$18,000 cost payable for the hearing is to be submitted before the hearing begins.**

EXEMPTIONS FROM HEARING COSTS

Subsection 9(4) states that the hearing costs do not apply in respect of:

- (a) *an application to amend an approval, if the application is necessary as a result of action that the applicant has been required to take by the Director pursuant to a condition contained in the approval; or*
- (b) *an appeal.*

For applications for amendments, if the amendment is required as a result of a condition on an existing approval, the hearing cost would not apply. Also, if the hearing is required as a result of an appeal of an issued approval, the cost is not applicable.

III. AMENDMENTS REQUIRED AS A RESULT OF A CONDITION ON AN EXISTING APPROVAL.

Subsection 7(6) of Reg. 363, states that costs associated with amendments to existing approvals do not apply.

".... in respect of an application to amend a certificate if the application is necessary as a result of action that the applicant has been required to take by the Director pursuant to a condition contained in the certificate .

This means that the costs for amendments, as listed under (I) or (II), would not apply if the application was being filed as a result of a condition on an existing approval.

Some example of when this could occur includes:

- i. Where a condition of approval requires the submission of final design plans for part of the works that have been given a "conceptual" approval.;
- ii. Where a condition of approval requires the submission of information regarding new vehicles or details of equipment to be referenced in an amendment.

SECTION 3. REVOCATIONS

Costs for applications or requests for revocations depend on the Ministry's efforts to issue the revocation and are as follows:

1. As per subsection 8(2) of Reg 364, for an administrative application for a revocation (ie there is no technical review required) or if the application relates to a waste management system, the revocation is free of charge.
2. Subsection 8(3) of Reg. 363 outlines the costs if the revocation requires a technical review. These costs are identical to those listed and explained under **"SECTION 2. APPLICATIONS FOR AMENDMENTS"**, and apply as follows:

- I Administrative amendments
- II Amendments requiring a technical review
- III Amendments required as a result of a condition on an existing approval.

Please refer to Section 2 for details of these costs.

It is expected that most applications for revocations will be administrative in nature - that is, there is no technical review required. If a technical review is required, then likely the application is for an amendment - as an example, one part of a plant closes down . In the case of an amendment the application costs are detailed under Section 2.

COST EXEMPTIONS FOR REVOCATIONS

Subsection 8(6) of Reg. 363.states that the costs do not apply:

... in respect of an application to revoke a certificate if the application is necessary as a result of action that the applicant has been required to take by the Director pursuant to a condition contained in the certificate .

This means that if the revocation is required as a result of a condition on an existing approval, the revocation cost will not apply.

SECTION 4: PRELIMINARY REVIEWS

Section 10 of Reg. 363 deals with costs for preliminary reviews. At times, the Ministry receives requests for assessments of proposals that clients are considering. The purpose of the assessment is to determine whether the proposal would meet the Ministry requirements. Ministry staff perform the technical review and provide an opinion as to whether or not the proposal complies with the Ministry requirements. Based on this opinion, the client may submit an application in the future or revise the proposal.

Applications for preliminary reviews for the following can be submitted:

1. **APPROVALS;**
2. **AMENDMENTS TO EXISTING APPROVALS; OR**
3. **REVOCATIONS OF EXISTING APPROVALS.**

1. APPROVALS

The cost for preliminary reviews for initial or new applications is set out in subsection 10(2):

The amount of the fee payable under subsection (1) in respect of a proposed application for a certificate of approval is 25 per cent of the sum of the following amounts:

1. *For each type of subject matter referred to in Column 1 of Schedule 4 to which the proposed application relates, the corresponding amount set out in Column 2*

The costs in Schedule 4 of Reg. 363 are set out in Table 1 of this guide. The cost for the preliminary review is 25% of the cost noted in this table, depending on the nature of the preliminary review.

2. AMENDMENTS TO EXISTING APPROVALS and
3. REVOCATIONS OF EXISTING APPROVALS

The cost for preliminary reviews for potential amendments to existing approvals and revocations of existing approvals is set out in subsection 10(3):

The amount of the fee payable under subsection (1) in respect of a proposed application for an amendment to a certificate of approval or provisional certificate of approval or for the revocation of a certificate of approval or provisional certificate of approval is 25 per cent of the sum of the following amounts:

1. *For each type of subject matter referred to in Column 1 of Schedule 5 to which the proposed application relates, the corresponding amount set out in Column 2 of that Schedule.*

The costs in Schedule 5 of Reg. 363 are set out in Table 2 of this guide. The cost for the preliminary review is 25% of the cost noted in this table, depending on the nature of the preliminary review.

EXEMPTIONS FOR PRELIMINARY REVIEW COSTS

Subsection 10(4) states that the costs associated with preliminary reviews do not apply:

...in respect of a proposed application to amend or revoke a certificate if the application is necessary as a result of action that the applicant has been required to take by the Director pursuant to a condition contained in the certificate.

This means that if an existing approval has conditions requiring that the approval be amended or revoked and a preliminary review is required there is no cost for that preliminary review.

REDUCTION IN COSTS WHEN APPLYING FOR THE SUBJECT MATTER OF THE PRELIMINARY REVIEW

Subsections 6(4), 7(5) and 8(5) state that when applying for the subject matter of the preliminary review, the cost of that application will be reduced by the original cost of the preliminary review.

As an example if a preliminary review was requested for a Class 1 mobile PCB destruction facility waste management systems, item 8 on table 1 of this guide or schedule 4 of Reg. 363, the cost of the preliminary review would be:

$$25\% \text{ of } \$12,000 = \$4,000$$

The \$4,000 would be provided at the time the submission for the preliminary review was made.

If the client decided to apply for the Class 1 Mobile PCB destruction facility after the preliminary review was completed, the cost of the application would be (as per the table 1 of this guide or Schedule 4 of Reg. 363, plus the administrative processing cost, subsection 6(2)(1)):

Processing fee:	\$200
Fixed fee for the technical review:	\$12,000

TOTAL	<u>\$12,200</u> (assume there is no need for a hearing)
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The \$4000 submitted with for the preliminary review would be deducted and the cost of the application would be $\$12,200 - \$4000 = \$8,2000$.

(For verification purposes, the client must attach a copy of the ministry's letter acknowledging the preliminary review and receipt of associated costs at the time the application for approval is submitted.)

NOTE: The administrative processing cost does not apply with respect to applications for preliminary reviews.

SECTION 5: REFUNDS

The requirements for refunds are under section 11 of Reg. 363. This section allows the Director to refund any or part of the costs associated with a particular application. Refunds apply to:

- 1. Approvals**
- 2. Amendments to existing approvals**
- 3. Revocations of existing approvals**

when:

- 1. The application is withdrawn by the client before the Director makes a decision on the applications; or**
- 2. The Director refuses the application in whole or part.**

In determining the amount of money, if any, to be refunded, the Director will consider the amount of time involved in the review of the application up to the time that the application was withdrawn or refused. The refund will be based on the difference between the application cost submitted and the cost of the staff time expended in the review of the application.

Under subsection 11(2), of Reg. 364, the administrative processing fee of \$200.00 is not subject to refunds. In the event that the application for a preliminary review is withdrawn, refunds do not apply to applications for preliminary reviews.

SECTION 6: EXAMPLES

The following are examples of costs for different types of applications:

1. A municipality submits an application for a landfill expansion, from 10,000 to 500,000 cubic meters. An approval under the *Environmental Assessment Act* was granted and the *Environmental Protection Act* hearing does not apply.

COST:

Processing fee:	\$200
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Category 58, on the summary table, p.25 of this guide, or item 14 on Schedule 4 of Reg 363	\$22,500
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TOTAL COST:	\$22,700
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2. An application to establish a waste processing site, with daily tonnage of 100 tonnes in, 50 tonnes out to landfill, 50 tonnes recycle. A discretionary hearing is required due to public concerns.

COST:

Processing fee:	\$200
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Category 14 , on the summary table p.24 of this guide, or item 11 on Schedule 4 of Reg 363	\$1,200
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Hearing**	\$18,000
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TOTAL COST:	\$19,400
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**** The cost of \$18,000 is payable before the hearing begins.**

3. An application to amend the date for submission of the annual operating report from January 1 to March 31 of each year for a landfill site.

COST: \$100.00

This would be considered as an administrative amendment and the total cost is \$100 (Subsection 7(2) of Reg. 363)

4. A company notifies the Director of change in the name of the company, in accordance with a condition in the existing approval.

COST: \$0.00

Since a condition in the existing approval requires notification of a name change, there is no cost. (Subsection 7(6) of Reg. 363).

SUMMARY OF EPA s. 27 COSTS		
CATEGORY	TYPE OF APPLICATION	COST (\$)
APPROVALS TOTAL COST = Category 1 (always - except for applications for applications that relate to sites for hauled sewage or to a biosolids site) + (Total of one or any combination of 2 through to 26) + Category 27 (hearing cost - if applicable)		
1	Administrative processing (applies to all applications for new works or equipment except for applications for applications that relate to sites for hauled sewage or to a biosolids site)	200
2	A site where hazardous waste or liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	\$1,500, if the design capacity of the site is 100 tonnes or less per day
3	A site where hazardous waste or liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	\$6,000, if the design capacity of the site is more than 100 tonnes per day
4	A site where hazardous waste or liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$1,200, if the design capacity of the site is 100 tonnes or less per day
5	A site where hazardous waste or liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$4,800, if the design capacity of the site is more than 100 tonnes per day
6	A site where hazardous waste or liquid industrial waste is incinerated.	\$42,000
7	A site where hazardous waste or liquid industrial waste is disposed of by landfilling.	\$60,000
8	Hazardous waste and liquid industrial waste haulage systems.	\$400
9	A site certificate for mobile facilities relating to hazardous waste or liquid industrial waste, other than mobile incineration facilities and mobile PCB sites.	\$800
10	Class 1 mobile PCB destruction facility waste disposal sites.	\$12,000
11	Class 1 mobile PCB destruction facility waste management systems.	\$12,000
12	Class 2 or 3 mobile PCB destruction facility waste disposal sites.	\$200
13	Class 2 mobile PCB destruction facility waste management systems.	\$3,600

SUMMARY OF EPA s. 27 COSTS		
CATEGORY	TYPE OF APPLICATION	COST (\$)
14	A site where waste other than hazardous waste and liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	\$1,200, if the design capacity of the site is 100 tonnes or less per day
15	A site where waste other than hazardous waste and liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	\$4,800, if the design capacity of the site is more than 100 tonnes per day
16	A site where waste other than hazardous waste and liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$900, if the design capacity of the site is 100 tonnes or less per day
17	A site where waste other than hazardous waste and liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$3,600, if the design capacity of the site is more than 100 tonnes per day
18	A site where waste other than hazardous waste and liquid industrial waste is incinerated.	\$18,000, if the design capacity of the site is 100 tonnes or less per day
19	A site where waste other than hazardous waste and liquid industrial waste is incinerated.	\$42,000, if the design capacity of the site is more than 100 tonnes per day
20	A site where waste other than hazardous waste, liquid industrial waste is disposed of by landfilling, other than sites referred to in item 15 Schedule 4, Reg 363 or item 23 on this table.	\$6,000, if the design capacity of the site is 40,000 cubic metres or less
21	A site where waste other than hazardous waste, liquid industrial waste is disposed of by landfilling, other than sites referred to in item 15 Schedule 4, Reg 363 or item 23 on this table.	\$30,000, if the design capacity of the site is more than 40,000 cubic metres and not more than 3 million cubic metres
22	A site where waste other than hazardous waste, liquid industrial waste is disposed of by landfilling, other than sites referred to in item 15 Schedule 4, Reg 363 or item 23 on this table.	\$60,000, if the design capacity of the site is more than 3 million cubic metres
23	A site with a design capacity of 40,000 cubic metres or less where waste is disposed of by landfilling, if the only waste that is disposed of is uncontaminated tree stumps, leaves, branches, concrete and rocks.	\$1,500
24	Hauled sewage and biosolids waste management systems and the initial sites.	\$600
25	Waste management systems, other than hazardous waste, liquid industrial waste, hauled sewage and biosolids waste management systems	\$300
26	Mobile waste disposal sites for waste other than hazardous waste and liquid industrial waste, other than mobile incineration facilities.	\$800
27	Hearing	\$18,000

SUMMARY OF EPA s. 27 COSTS

CATEGORY	TYPE OF APPLICATION	COST (\$)
AMENDMENTS (ADMINISTRATIVE)		
(Processing Cost (\$200) does not apply)		
28	Administrative amendments (no technical review involved)	\$100
29	Amendments related to a hauled sewage or biosolids waste management system	\$50
100	Amendments required as a result of a condition on an existing approval	0
AMENDMENTS (TECHNICAL)		
TOTAL COST = Category 1 (always - except for applications that relate to sites for hauled sewage or to a biosolids site and category 100) +(Total of one or any combination of categories 30 through 65)) + Category 27 (hearing cost - if applicable)		
1	Administrative processing	\$200
30	A site where hazardous waste or liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	\$1,150, if the design capacity of the site is 100 tonnes or less per day and, in the opinion of the Director, the application requires a fundamental design review
31	A site where hazardous waste or liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	\$4,500, if the design capacity of the site is more than 100 tonnes per day and, in the opinion of the Director, the application requires a fundamental design review
32	A site where hazardous waste or liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
33	A site where hazardous waste or liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$900, if the design capacity of the site is 100 tonnes or less per day and, in the opinion of the Director, the application requires a fundamental design review
34	A site where hazardous waste or liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$3,600, if the design capacity of the site is more than 100 tonnes per day and, in the opinion of the Director, the application requires a fundamental design review
35	A site where hazardous waste or liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
36	A site where hazardous waste or liquid industrial waste is incinerated	\$21,000, if, in the opinion of the Director, the application requires a fundamental design review

SUMMARY OF EPA s. 27 COSTS

CATEGORY	TYPE OF APPLICATION	COST (\$)
37	A site where hazardous waste or liquid industrial waste is incinerated	\$1,200, if, in the opinion of the Director, the application does not require a fundamental design review
38	A site where hazardous waste or liquid industrial waste is disposed of by landfilling.	\$48,000, if, in the opinion of the Director, the application requires a fundamental design review or hydrogeological assessment
39	A site where hazardous waste or liquid industrial waste is disposed of by landfilling.	\$1,200, if, in the opinion of the Director, the application does not require a fundamental design review or hydrogeological assessment
40	Hazardous waste and liquid industrial waste haulage systems.	\$400
41	A site certificate for mobile facilities relating to hazardous waste or liquid industrial waste, other than mobile incineration facilities and mobile PCB sites.	\$400
42	Class 1 mobile PCB destruction facility waste disposal sites.	\$12,000
43	Class 1 mobile PCB destruction facility waste management systems.	\$9,000, if, in the opinion of the Director, the application requires a fundamental design review
44	Class 1 mobile PCB destruction facility waste management systems.	\$200, if, in the opinion of the Director, the application does not require a fundamental design review
45	Class 2 or 3 mobile PCB destruction facility waste disposal sites.	\$200
46	Class 2 mobile PCB destruction facility waste management systems.	\$3,600, if, in the opinion of the Director, the application requires a fundamental design review
47	Class 2 mobile PCB destruction facility waste management systems.	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
48	A site where waste other than hazardous waste and liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another.	\$900, if the design capacity of the site is 100 tonnes or less per day and, in the opinion of the Director, the application requires a fundamental design review
49	A site where waste other than hazardous waste and liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another	\$3,600, if the design capacity of the site is more than 100 tonnes per day and, in the opinion of the Director, the application requires a fundamental design review
50	A site where waste other than hazardous waste and liquid industrial waste is processed to remove a component before final disposal, including a site where the waste is also transferred from one vehicle to another	\$100, if, in the opinion of the Director, the application does not require a fundamental design review

SUMMARY OF EPA s. 27 COSTS

CATEGORY	TYPE OF APPLICATION	COST (\$)
51	A site where waste other than hazardous waste and liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$700, if the design capacity of the site is 100 tonnes or less per day and, in the opinion of the Director, the application requires a fundamental design review
52	A site where waste other than hazardous waste and liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$2,700, if the design capacity of the site is more than 100 tonnes per day and, in the opinion of the Director, the application requires a fundamental design review
53	A site where waste other than hazardous waste and liquid industrial waste is transferred from one vehicle to another but is not processed to remove a component before final disposal.	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
54	A site where waste other than hazardous waste and liquid industrial waste is incinerated	\$9,000, if the design capacity of the site is 100 tonnes or less per day and, in the opinion of the Director, the application requires a fundamental design review
55	A site where waste other than hazardous waste and liquid industrial waste is incinerated	\$18,000, if the design capacity of the site is more than 100 tonnes per day and, in the opinion of the Director, the application requires a fundamental design review
56	A site where waste other than hazardous waste and liquid industrial waste is incinerated	\$1,200, if, in the opinion of the Director, the application does not require a fundamental design review
57	A site where waste other than hazardous waste or liquid industrial waste is disposed of by landfilling, other than sites referred to in items 61 and 62 of this table.	\$4,500, if the design capacity of the site is 40,000 cubic metres or less and, in the opinion of the Director, the application requires a fundamental design review or hydrogeological assessment
58	A site where waste other than hazardous waste or liquid industrial waste is disposed of by landfilling, other than sites referred to in items 61 and 62 of this table.	\$22,500, if the design capacity of the site is more than 40,000 cubic metres and not more than 3 million cubic metres and, in the opinion of the Director, the application requires a fundamental design review or hydrogeological assessment
59	A site where waste other than hazardous waste or liquid industrial waste is disposed of by landfilling, other than sites referred to in items 61 and 62 of this table.	\$45,000, if the design capacity of the site is more than 3 million cubic metres and, in the opinion of the Director, the application requires a fundamental design review or hydrogeological assessment
60	A site where waste other than hazardous waste or liquid industrial waste is disposed of by landfilling, other than sites referred to in items 61 and 62 of this table.	\$1,200, if, in the opinion of the Director, the application does not require a fundamental design review or hydrogeological assessment
61	A site with a design capacity of 40,000 cubic metres or less where waste is disposed of by landfilling, if the only waste that is disposed of is uncontaminated tree stumps, leaves, branches, concrete and rocks.	\$1,100, if, in the opinion of the Director, the application requires a fundamental design review

SUMMARY OF EPA s. 27 COSTS		
CATEGORY	TYPE OF APPLICATION	COST (\$)
62	A site with a design capacity of 40,000 cubic metres or less where waste is disposed of by landfilling, if the only waste that is disposed of is uncontaminated tree stumps, leaves, branches, concrete and rocks.	\$100, if, in the opinion of the Director, the application does not require a fundamental design review
63	Hauled sewage and biosolids waste management systems	\$300, if the application does not involve adding a new site
64	Hauled sewage and biosolids waste management systems	\$100 for each new site, if the application involves adding a new site
65	Mobile waste disposal sites for waste other than hazardous waste and liquid industrial waste, other than mobile incineration facilities.	\$400
27	Hearing	\$18,000
100	Amendments required as a result of a condition on an existing approval (Processing cost - category 1 does not apply)	0
REVOCATIONS		
68	Administrative revocations (no technical review involved or if the revocation relates to a waste management system)	0
200	Revocation required as a result of condition in an existing approval	0
<p>If a technical review is involved reviewing the application for the revocation, the applicable costs are outlined under the section - AMENDMENTS(TECHNICAL) , above, where</p> <p>TOTAL COST = Category 1 (always - except for applications that relate to sites for hauled sewage or to a biosolids site and category 100) +(Total of one or any combination of categories 30 through 65) + Category 27 (hearing cost - if applicable)</p>		
<p>PRELIMINARY REVIEWS</p> <p>(Administrative processing cost of \$200 does not apply)</p> <p>(PRELIMINARY REVIEW COSTS ARE APPLIED AGAINST THE COST OF APPLICATIONS FOR APPROVAL, WHEN APPLYING FOR THE SUBJECT MATTER FOR THE PRELIMINARY REVIEWS)</p>		
69	Preliminary reviews for approvals	25 % of the sum of the costs indicated in categories 2 through to 26, depending on the subject matter of the preliminary review
70	Preliminary reviews of amendments to existing approvals	25 % of the sum of the costs indicated in categories 30 through to 65, depending on the subject matter of the preliminary review

SUMMARY OF EPA s. 27 COSTS		
CATEGORY	TYPE OF APPLICATION	COST (\$)
71	Preliminary reviews of revocations of existing approvals	25 % of the sum of the costs indicated in categories 30 through to 65, depending on the subject matter of the preliminary review
300	Preliminary reviews required as a result of a condition on an existing approval	\$0

